

ROSS WAYNE NIX, #434025	§	
VS.	§	CIVIL ACTION NO. 6:15cv947
BOARD OF PARDONS AND PAROLES	§	

Relator Ross Wayne Nix, an inmate confined at the Wynne Unit of the Texas prison system, proceeding *pro se* and seeking to proceed *in forma pauperis*, filed the above-styled and numbered petition for a writ of mandamus. The lawsuit was referred to United States Magistrate Judge K. Nicole Mitchell, who issued a Report and Recommendation concluding that the lawsuit should be dismissed with prejudice for purposes of *in forma pauperis* proceedings pursuant to 28 U.S.C. § 1915(g). Nix has filed objections.

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merit. Therefore the Court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the Court. It is accordingly

ORDERED that the Report and Recommendation (docket entry #10) is **ADOPTED**. It is further

ORDERED that the lawsuit is **DISMISSED** with prejudice for purposes of *in forma pauperis* proceedings pursuant to 28 U.S.C. § 1915(g). It is further


ORDERED that Nix's motion for leave to proceed *in forma pauperis* (docket entry #8) is **DENIED**. It is further

ORDERED that Nix may resume the lawsuit if he pays the entire filing fee of \$400 within thirty days after the entry of the final judgment. Nix is warned, however, that the lawsuit may be dismissed as frivolous if he timely pays the full filing fee. It is finally

ORDERED that all motions not previously ruled on are hereby **DENIED**.

It is **SO ORDERED**.

SIGNED this 6th day of January, 2016.


MICHAEL H. SCHNEIDER
UNITED STATES DISTRICT JUDGE